

Delhi



Gazette

DELHI ADMINISTRATION

EXTRAORDINARY

PART IV

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DELHI ADMINISTRATION, DELHI

NOTIFICATION

Delhi, the 23rd November 1962

**No. F. 9(4)/60-F&CS.**—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), read with the Government of India, Ministry of Commerce and Industry, New Delhi Notification No. CSR/2(20)-Tex(A)/58-1, dated the 25th August, 1958 and with the prior sanction of the Central Government, the Administrator of the Union Territory of Delhi is pleased to make the following order:—

1. (a) This order may be called the Delhi Cotton Cloth Dealers Licensing Order, 1962.

(b) It extends to the whole of the Union Territory of Delhi and shall come into force from the 1st of December, 1962.

2. In this order, unless the context otherwise requires:—

(a) "Administrator" means the Administrator of the Union Territory of Delhi.

(b) "Cotton Cloth" means any type of cloth manufactured either wholly from cotton or partly from cotton and partly from any other material and containing not less than ten per cent of cotton by weight but does not include—

- (i) ready made clothing other than dhoties and sarees;
- (ii) hosiery;
- (iii) leather cloth and inferior or imitation leather cloth ordinarily used in book-binding;
- (iv) tracing paper;
- (v) cloth manufactured partly from cotton and partly from wool and containing forty per cent or less of cotton by weight;
- (vi) strips of cotton cloth seventy-two inches or less in length and nine inches or less in width at any point;



- (vii) pieces of cotton cloth measuring forty-three inches or less along any side and six and a quarter square feet or less in area;
  - (viii) handloom cloth;
  - (ix) cloth manufactured by manufacturers not manufacturing any yarn;
  - (x) cloth manufactured elsewhere than in India; and
  - (xi) durries and kalins.
- (c) "dealer" means a person carrying on, whether as principal or agent and whether separately or in conjunction with any other business, the business of buying or selling, whether wholesale or retail, or of storing for sale, cotton cloth and includes—
- (i) a hawker and (ii) a commission agent,
- (d) "Director" means the Director of Food and Civil Supplies, Delhi and includes the Assistant Director of Civil Supplies, Delhi, and
- (e) "Form" means a form appended to this Order.

3. Save as hereinafter provided no person or class of persons or dealer shall obtain, attempt to obtain or store for sale for distribution, or sell cotton cloth except under and in accordance with the conditions of a licence granted by the Director in Form II.

4. All applications for licence under this Order shall be made to the Director in Form I and shall be accompanied by a Treasury Challan evidencing the payment of a fee of Rs. 10.

5. The Director may, without prejudice to any other action, cancel or suspend the licence granted under this Order. The suspension or cancellation of a licence shall not entitle the dealer to any compensation or the refund of any fees paid in respect of such licence.

6. The Director may direct any dealer who does not or ceases to hold a licence under this order, to dispose of any stock of cotton cloth, which he may hold for sale, by sale to such person or class of persons and by such date as he may direct; and the dealer shall comply with such directions.

7. The Director or any other officer authorised by the Administrator in writing in this behalf may with a view to secure compliance with this order—

- (a) require any person to give any information in his possession in respect of any business carried on as a dealer by himself or through any other person;
- (b) inspect or cause to be inspected any books or documents or any stock of cotton cloth belonging or under the control of any person and may take such books or documents in his possession; and
- (c) enter and search or authorise any person to enter and search any premises, place or vehicle and seize or authorise any person to seize any article in respect of which the Director or the authorised officer has reason to believe that a contravention of this Order has been committed.



8. The Director may by a special or general direction, require any dealer to dispose of cotton cloth to any person or class of persons in such manner and at such price and by such date as may be indicated therein.

9. The Director may require all or any of the licencees under this order to deposit such security as may be indicated by the Director for the compliance of the provisions of this Order or any instructions issued thereunder and the Director may forfeit the said security in whole or in part, without prejudice to any other action that may be taken against the licencee, for the contravention of any of the provisions of this order.

10. Every licencee under this order shall submit to the Director a true fortnightly statement in Form III within three days of the expiry of that fortnight.

11. A licence granted under this Order shall, unless sooner cancelled or suspended, be valid for a period of one year from the date of issue and may on application be renewed for another year on payment of a fee of Rs. 10.

12. If a licence granted under this Order is cancelled or suspended, the licencee shall forthwith return the licence to the Director.

13. If a licence granted under this Order is defaced, lost or destroyed, the licencee shall forthwith inform the Director who may on application bearing a Court-fee Stamp of Rs. 2 issues a duplicate licence.

14. The Administrator may exempt any person or class of persons from the operation of all or any of the provisions of this Order and may at any time suspend or cancel such exemption.

15. If any person contravenes any of the provisions of this Order, he shall be punishable under section 7 of the Essential Commodities Act, 1955 (10 of 1955).

16. The provisions of this Order are in addition to and not in derogation of any other law for the time being in force relating to the control of cotton cloth.

By Order,

SUNDER LAL,

Assistant Director, Civil Supplies,  
Delhi Administration, Delhi.

#### FORM I

*Form of application for a cloth licence under clause c of the Delhi Cotton Cloth Dealers Licensing Order.*

1. Name of Applicant (In block letters).

2. If the application is made on behalf of a firm, an Incorporated Company or a Co-operative Society, state the Trading Name.

3. Address of the Applicant.

4. Exact address of the shop or the place of business (in case of a hawker the area in which the business is to be carried out).

5. Exact address of place or places where cloth is to be stored.



6. How long have you been in cloth business.  
Are you still engaged in cloth business?
7. Were you a licence holder in the previous cloth control? If so, give the nature of the license, its No. and place of business.
8. Were you a cloth Ration Depot Holder in previous controls? If so, give the authorization No. and place of business.
9. Was your licence or authorisation suspended or cancelled at any time during the last controls? If so, when and why.
10. Were you ever challaned or prosecuted in a Court of law for any breach or contravention of control orders? If so, give brief details.
11. Will you be able to substantiate with relevant documents your replies to questions at 6 to 11 above?

I/We have read the provisions of the Delhi Cloth Dealers Licensing Order, 1962 and understand that the license issued to me/us will be subject to the provisions of that order and that any breach of the conditions will amount to breach of the Order.

I/We solemnly declare that the above particulars are correct to the best of my/our knowledge.

Dated.

Signature of the applicant(s).

#### COUNTERFOIL

No. \_\_\_\_\_

Received the application dated \_\_\_\_\_ with/without a Treasury Challan for Rs. \_\_\_\_\_.

Date. \_\_\_\_\_

Signature of Receiving Officer.

#### FORM II

Licence under Clause 3 of the Delhi Cotton Cloth Dealers Licensing Order, 1962.

1. Name of the Licensee. \_\_\_\_\_
2. If the Licensee is a firm or an incorporated company or a Co-operative Society, its Trading Name. \_\_\_\_\_
3. Exact address of the office, if it is different from the shop or place of business. \_\_\_\_\_
4. Exact address of the shop or places where the business is conducted. \_\_\_\_\_
5. Exact address of place or places of storage of cotton cloth. \_\_\_\_\_
6. Date upto which licence is valid. \_\_\_\_\_

This License is subject to the provisions of the Delhi Cotton Cloth Dealers Licensing Order, 1962 and the conditions specified below.

Date. \_\_\_\_\_

Signature of the Issuing Authority.



*Renewal Endorsement*

Date of Renewal	Date of expiry	Signature of the issuing authority.	Remarks
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*Conditions of Licence*

- (1) The Licensee shall display the license prominently at his place of business.
- (2) The Licensee shall not carry on business of or store cotton cloth except in the premises originally specified in his license provided that the premises may be changed or additional premises used if necessary amendment has been made in the license by the Director.
- (3) The licensee shall issue to every purchaser a correct receipt or invoice showing his name and license number, date of transaction, the trade name and the quantity of cloth, the price at which it was sold and the total amount charged and shall retain a duplicate copy of the same for inspection.
- (4) The licensee shall maintain such registers and submit such returns as the Director may from time to time direct.
- (5) The Licensee shall comply with any instructions that may be issued by the said Director.

## FORM III

(See Clause 10)

*Fortnightly Statement of Stocks Receipts and Delivery of Cloth for the Fortnight Ending.*

1. Name of the Licensee and License No. \_\_\_\_\_
2. Full address of the Licensee. \_\_\_\_\_
3. Whether wholesaler/Commission Agent/Retailer or Hawker. \_\_\_\_\_

Quality of Cotton Cloth.	Opening balance	Purchases from out- side Delhi	Receipts Local purch- ases.	T	Sale	Local Sale	T	Closing Balance
				O	Exported		O	
				T	to place		T	
				A	outside		A	
				L	Delhi		L	

Super Fine and Fine.

Medium &amp; Course

(also other varieties).

Total

N.B.—Quantity to be mentioned in Meters.

## DECLARATION

I solemnly affirm that all details given above are true to the best of my knowledge and belief and I know that it is an offence to furnish false information which may also result in the cancellation of my license in addition to any other action that may be taken.

Dated \_\_\_\_\_.

Signature of Licensee.  
\_\_\_\_\_